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VOL. LXXXIX NO. 89

VICTORIA, B. C. SATURDAY MARCH 28, 1903.

FORTY-FIFTH YEAR

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**Hastie's Fair, 77 Gov't. Street**

## Craigflower Road Open

**Mr. Justice Drake Hands Down  
Judgment Opening Old  
Thoroughfare.**

**Closing Bylaw Quashed, Com-  
pensation Coming to Prop-  
erty Owners.**

**The Civic Act Declared to Be  
Senseless and Mean-  
ingless.**

Craigflower road, which will go down to the annual use, came before the court in connection with the management of Victoria's municipal affairs, is open again to the use of the general public. So Mr. Justice Drake decided yesterday in the application to quash the Closing Bylaw made by the Esquimalt Waterworks Company, thus removing from the field of contentious questions a dispute which has worried numerous municipal bodies for the past five or six years, led to the spilling of gallons of printer's ink in West, works of newspaper controversy, and disturbed to a distressing degree the peace of Victoria West.

His Lordship pronounced the bylaw "insensible and meaningless"; the corporation is bound to make compensation to the occupiers of the land entered upon or taken by the corporation in the exercise of its powers, the amounts to be ascertained by arbitration. The applicants (the Esquimalt Waterworks Company) are entitled to the use of the road as heretofore, and the corporation is to pay all costs in the case. The full text of the judgment is as follows:

A rule nisi was granted on Thursday, the 12th of June, 1902, calling upon the corporation to show cause why the Craigflower Road Closing Bylaw, 1902, should not be quashed on various grounds. The Waterworks Company, the applicants, had laid their pipes, under the authority of the act, under the roads and streets long prior to the time when Victoria West was first included within the city limits. The first four grounds of the rule all relate the questions which were argued before the Full Court in September, 1899, in Styles vs. Corporation of Victoria, S. R. C. 406, and I am bound by that judgment. I therefore decide these grounds adversely to the applicants.

The fifth ground is that the bylaw was not passed in the public interest or in good faith, but for the benefit of certain property holders, with the intention of remedying a private grievance. This and the next ground both relate to the same cause. It can hardly be said that because certain persons are benefited by a particular bylaw, that therefore the bylaw should be quashed. If a bylaw is within the authority of the Municipal Clauses Act it is no ground for quashing it that some member of the council is benefited, unless it is clearly shown that the benefit thus obtained is prejudicial to the public good, or that some fraudulent or other improper means were put in operation for obtaining the passage thereof. Nothing of the sort appears here. It may be, and possibly is, quite true that some persons are benefited by the closing of this road, but that is not sufficient ground to declare the bylaw bad.

The seventh ground is that the statutory rights of the applicants are interfered with by this bylaw. The bylaw No. 387, enacts (1) "That portion of the Craigflower Road by the No. 377 being the Craigflower Road Re-opening Bylaw, 1900, declared to be a public highway, is hereby stopped up, and closed to public traffic. What is it that is stopped up? The Craigflower Road Bylaw, 1900, is a clear enactment of the council, and the road is not stopped up, but the Craigflower Road Bylaw is. The bylaw is insensible and meaningless. A bylaw has the force of a statutory enactment, and I am not at liberty to repeal legislation, into it, and I am not there for the purpose of making it effective. In my opinion, this bylaw effects nothing, and has neither closed the road nor opened any other means of communication; but it has effectively repealed Bylaw No. 327. The effect of this is that the Craigflower road is in the same position as it was before the passage of Bylaw No. 327, but the repeal of that bylaw does not revive the provisions of the bylaw, which was thereby repealed. But apart from this, the applicants contend that even if the bylaw was valid, no provision is made for compensating the applicants for the injury they would sustain by being excluded from the road through which their line of pipes for supplying Victoria West with water was run. In my opinion the corporation are bound to make compensation to the occupiers of land entered upon or taken by the corporation in the exercise of its powers, and the amount is to be ascertained by arbitration. There is nothing in this section which makes it a condition precedent before entering upon land to render compensation, neither is it necessary a part of any bylaw that such compensation and the mode of assessing it should be inserted therein. If the bylaw was valid, the corporation are bound to make compensation under the act, but as in my opinion the bylaw is

to section 1 thereof being worded, the applicants are entitled to the use of the road as heretofore. Every bylaw must be reasonable, clear and unequivocal—Crowe vs. Steeper et al., 406, S. R. C. 87. It is ambiguous or of doubtful import, it will be quashed, but the court should always endeavor to give reasonable effect to a bylaw. If that is impossible, the bylaw is bad. I therefore hold that section 1 of this bylaw is bad because a reasonable effect cannot be given to it, and the corporation will have to pay the costs.

P. Peters, K. C., represented the Esquimalt Waterworks Company; W. J. Taylor, K. C., and J. M. Bradburn, for the corporation.

**MURDERER HANGED.**  
Portland Criminal's Cruel Death by Strangulation.

Portland, March 27.—A. L. Belding, who murdered his wife, his mother-in-law and Frank Woodward, and seriously injured his father-in-law, was hanged here today. He died from strangulation 17 minutes after the drop fell. Belding objected to Woodward's attentions to Mrs. Belding.

**"STOLEN WHITE ELEPHANT."**  
Mark Twain's Creation Will Amuse the Parisian Public.

Paris, March 27.—The French dramatization of Samuel L. Clemens (Mark Twain) the "Stolen White Elephant," will be given at Odeon theatre tomorrow the authors being Alex. and Max Fisher. Mr. Clemens has sent the management a characteristic telegram which will be read at the performance, saying: "Best compliments to the dramatists. I hope the detectives will shed glory on a cruelly slandered profession."

**GERMAN EMPRESS HURT.**  
Falls From Horse in Hunting Field and Breaks Arm.

Berlin, March 27.—The Empress slightly fractured her forearm as the result of a fall from her horse, which stumbled while she was riding in the Grunewald forest this morning. The Empress was assisted to the hunting lodge after her fall and a surgeon was telephoned for, with the result that a physician was sent to the lodge in an auto which was driven at full speed. The Empress fell heavily. Emperor William, who was near at hand, was among the first to reach her side and assisted the Empress to rise. The Imperial party was galloping at the moment the Empress' horse shied and stumbled.

## Money Paid For Census

**Enormous Increase in Cost  
Last Census Over Ten  
Years Ago.**

**Members of Ottawa Government  
Urge G. T. R. to Purchase  
Rival Scheme.**

**Chinese Tax Finally Made Pro-  
hibitive at \$500 Per  
Head.**

From Our Own Correspondent.

Ottawa, March 27.—Mr. Monk will enquire if it is true, as currently reported, that the Grand Trunk Railway Company has concluded an agreement with the government since the meeting of parliament, to build a transcontinental line from North Bay to Port Simpson, for a subsidy of \$20,000,000. Whether it is a fact that some members of the government are urging the Grand Trunk to purchase the Mackenzie & Mann railway system, and that the Grand Trunk Railway are asking for a land grant as a consideration for such purposes.

The return of expenditure on account of the last four censuses was presented today. It is a veritable eye-opener, as to the manner in which things are done by the Liberals. The cost of the census in 1871 was \$311,320; of 1881, \$456,904; of 1891, \$570,115; and of 1901 up to March 1 this year, \$1,224,000. As an excuse for this extraordinary increase it is alleged that there were only 216 questions asked in 1891, and 561 questions in 1901; that the enumerators in 1891 numbered 4,324, and 1901 the total was \$800.

The correspondence between the Dominion and British authorities regarding the embargo on Canadian cattle, was brought down tonight. It refers especially to the conference between Messrs. Hanbury and Mulock. Mr. Hanbury admitted that Canadian flocks and herds were free from the disease. Mr. Mulock asked for an extension of time to 30 days within which Canadian cattle might be kept alive in England. This

by the province of British Columbia. The tax proposed would be practically prohibitive.

Mr. Borden asked why the acts passed by British Columbia prohibiting Oriental immigration were disallowed. Premier Laurier replied that it was in the general interests of Canada and the Empire. Hon. Mr. Fitzpatrick followed, and stated that the reason for the government's action was that the act of the provincial legislature was ultra vires.

Premier Laurier promised to bring down additional correspondence relating to the disallowance of the British Columbia act, and the motion was allowed to pass, subject to agreement that discussion and questions may follow later. Sir Wilfrid Laurier said, in reply to Mr. A. Morrison, that his government had the assurance of the Japanese government that there was not the slightest possibility of Japan revoking its present order preventing the emigration of Japanese to Canada.

The bill was read a first time. In the Supreme Court today the hearing was continued in Dunsmeir vs. Lawrence, Harris & Co., in which arguments were commenced late yesterday afternoon. This case has already been before the Supreme Court on an appeal from the judgment on a former trial. The claim was by the respondents for commission and expenses connected with an attempted sale in England of the Wellington Collieries in British Columbia. On the first trial the respondents obtained a verdict for \$19,000, which was set aside on appeal. At the second trial respondents were nonsuited, but a new trial was ordered on the former appeal to the Supreme Court of Canada. The present appeal is by Mrs. Dunsmeir from judgment, in part affirming the judgment on the third trial at which the jury awarded \$9,667 to the respondents. Sir C. H. Tupper, K. C., for appellants; L. P. Duff, for respondents.

**BRABKMAN KILLED.**

Belleville, March 27.—John Hulley, brakeman on the G. T. R., was run over and killed at Stirling last night. He is supposed to have slipped and fallen under the cars.

**WOMAN'S RIGHTS IN FRANCE.**

First Female Artist Enters Competition For Prix de Rome.

Paris, March 27.—The jury announcement of the names of the artists who will be admitted to compete for the Prix de Rome, includes Mile. Rondeley. She is the first woman to be admitted under the recent decision of the Minister of Fine Arts allowing both sexes to take parts in this important competition.

## Terminal City News

**Loggers Alarmed at Regulation  
as to Survey of Timber  
Lands.**

**American Capitalists Arranging  
for Purchase of Immense  
Tracts of Land.**

**Matti Kurrikl Anxious to Bring  
10,000 Finlanders to  
This Province.**

From Our Own Correspondent.

Vancouver, March 27.—Twenty-five loggers representing the logging interests called on Mr. Joseph Martin, M. P., and Mr. H. B. Gilmour, M.P.A., this afternoon, asking them, to do what they could to have the order-in-council rescinded requiring timber lands acquired under special license to be first surveyed. They stated that the hardship was too heavy for them to bear. Messrs. Martin and Gilmour expressed disapproval of the new law. Mr. Martin promised to write the Attorney-General about the matter, urging him to recommend the government to rescind the law.

A letter from the Attorney-General's department has been received stating proceedings in the appeals from the "Provincial Act of Revision in the manufacturer agent's tax cases." The provincial tax collector assessed the Ogilvie Milling Company and Watrous Engine Company on the profits of their business in this province as test cases. Mr. Major, sitting as judge in the Revision Court, confirmed the assessment. The firms interested appealed to the Supreme Court. Those proceedings are now stopped by the provincial government withdrawing the cases. Rev. C. C. Owen, rector of Memorial church, London, Ontario, has accepted the call to Christ church. He is a graduate of Toronto University and served as chaplain of a regiment in the Irish rebellion.

Everybody must pay on the teeth of the month or be placed on the black list. Everybody is included, for everybody buys groceries, and it is the retail grocery stores who are going to put this plan in operation in Vancouver. The plan is to have a force of victorians and works well. Today an active canvasser was around among the grocers getting their consent to this plan.

One hundred thousand acres of timber lands is the extent of limits which it is said Mr. J. Hanbury will acquire in British Columbia on behalf of a Mining and St. Paul syndicate. Mr. Hanbury comes from Brandon, but represents American lumbermen in his contemplated big purchases. He is a guest at the Hotel Vancouver, and has been very active negotiating for leasehold properties for several days. Several leaseholds have already been bonded. Mr. Hanbury is not the only would-be purchaser in the city. In fact the timber brokers are having a busy time. Whether many deals will be closed is another question. Some sales have actually taken place, however, and other very large ones are pending. In each instance it is the intention of the would-be purchasers to erect large shingle and saw mills, should they close the deal for the limits, and it goes without saying that if all the deals now under contemplation and advanced beyond the crusing stage, go through, there will be such a boom in the timber business in another year that it will make the present business pale into insignificance.

Housewives must bake their own bread or feed the family on potatoes, if some arrangement cannot be made to have the next batch of flour delivered to bakers here over the Great Northern railway. There was a rumor this morning that the bakers had decided to strike at once if Mr. Muir, the Mount Pleasant baker, continued to supply "unfair" boats with flour. Mr. Baxter, the president of the Bakers' Union, was called upon, who explained the situation as follows: The bakers will not talk strike unless they are supplied with flour handled by non-union men. Should that be done, a meeting would be called at once. He considers the matter and it is likely that a strike would follow.

"I would bring ten thousand Finlanders to British Columbia if I received encouragement; but I am chained down. I would like to send ten thousand Finlanders to Alaska, and when I go East I will see the head of the Immigration Department of the United States about it."

This statement was made by Mr. Matti Kurrikl, president of the Kalivan Kansa Company. Mr. Kurrikl starts in a few days for Eastern Canada on a lecturing tour. He will tell his people wherever he finds them, of the labor situation in British Columbia, and of his colony on Malcolm Island. His trip might result in a great influx of Finlanders, and might not. This is to be seen. He says that his original plan was not to establish a colony of a few paltry hundreds. His idea was to have a great colony of many thousands. He wished to people this section of the province with a fine, law-abiding race of people from his far Northland home, if chained and shackled, as he says he is, he cannot do this, he will at least try to find a home for ten thousand of his people in Alaska. In the East he can influence influential Finlanders, who will make it easier for him to approach the United States government. Mr. Kurrikl says: "It may not be generally known that a family can keep themselves nicely on land that is only open to the summer sun for three months and covered with ice and snow for the rest of the year. These are the conditions in Alaska, and if suitable homesteads could be secured for his people in the frozen North, the climate would not be a bar. It depends on what encouragement the government of the United States will give such a colony."

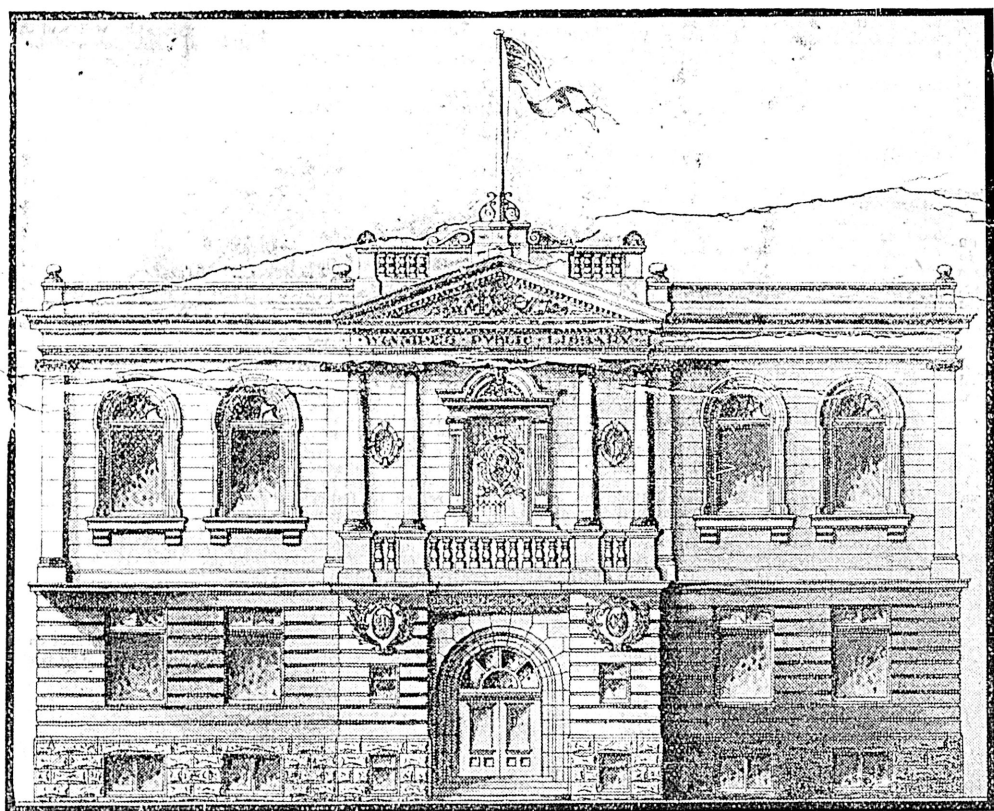
W. A. Pauer, provincial land surveyor, who has been laying off the property recently sold by the Moodyville Mill Company to a British company, through Mr. Hanbury, has returned to the city after surveying the property from the ferry wharf to Moodyville. Mr. Pauer says that without exception the property includes the finest residential sites he ever saw. The task of laying the property out took a month.

The Young Conservators Club was addressed by Mr. Richard McBride last night. He gave it as his opinion that if the session now being brought on in Victoria of the local legislature lasted its term, it would be followed by an ever saw. The task of laying the provincial government. Mr. Charles Wilson also made a short speech.

The Art Historical Society are arranging to transfer their museum to the Carnegie library.

R. B. Skinner has secured an option

(Continued on Page Eight.)



CARNEGIE LIBRARY, WINNIPEG

—From Winnipeg Telegram.

## SURVEYS ARE A NECESSITY

**Explanation As to Why Timber  
Lands Must Be Surveyed  
Under Special Licenses.**

Objection is made in some quarters respecting the recent ruling of the government requiring the survey of timber lands prior to the taking up of the same by special license, it being claimed that the order came without notice, and is likely to prove harmful to the interests of the loggers.

Interviewed by a Colonist reporter yesterday evening, Hon. Mr. Wells, chief commissioner of lands and works, said the government had had to make an order requiring the survey of timber lands prior to the taking up of the same under special license, simply because it was a matter of absolute necessity in the interests of the general public. The special license system had recently been carried to an extent never contemplated by the government. The privilege was arranged for, in the first place, to permit of individual loggers getting out timber in a small way, without going through the somewhat lengthy process of acquiring the right to do so under a lease. Owing to the great rush of applications for timber licenses now on, undoubtedly in many instances for the purposes of speculation, there was grave reason to fear that if the government granted the applications indiscriminately, serious complications respecting title and boundaries would result, and make it very difficult to handle the cases where right to purchase or pre-empt other public lands was applied for.

The special license is such an advantageous arrangement for the legitimate timber man, that no outcry may be expected from him, as he does not require to enter into public competition to secure what he is entitled to, as he would be required to do under the lease system. The government has no misgivings as to the arrangement being a thoroughly equitable one and entirely in the interests of the country.

## POLICE FOR FERNIE.

**Owing to the Gravity of the Situation at Fernie the  
Provincial Government have been asked to provide against  
all contingencies. In response to this request application  
has been made to the Dominion Government for the des-  
patch of 50 of the N. W. M. P. to the scene of the trouble,  
and this request has been granted.**

## TO WIND UP FRIAR ORDER

**French Government Take Steps  
Dissolve Various Reli-  
gious Houses.**

Paris, March 27.—The council of ministers today considered the steps to be taken to carry out the decision of the Chamber of Deputies refusing the religious orders permission to remain in France. Premier Combes will, during the next few days, send the official notification of the official action of the chamber to each of the congregations, and at the same time the Minister of Justice will apply to the courts to prosecute the congregations which refuse to disband. The courts will also be called upon to appoint liquidators to take charge of the property of dissolved orders. The teaching orders will be allowed to delay their departure until the end of the school year. In July, if no governmental schools are available, then the religious orders must wind up their affairs within one month.

Serofula is a bad thing to inherit or acquire, but this about it—Hood's Sarsaparilla completely cures even the worst cases.

## FINE OLD COGNAC

Ph. Richard.....V. S. O. P.  
Ph. Richard.....V. O.

**Hudson's Bay Co.**

Agents for B. C.



# Upper Canada's Grand Old Man

Report That Sir Oliver Mowat Had Suffered Stroke Denied.

Government Sustained by Majority of Five Rests Until Monday.

From Our Own Correspondent.

Toronto, March 27.—Reports from Government House state that Sir Oliver Mowat is well enough to be able to discharge all the ordinary duties of his office. Yesterday he was reported to be especially bright and cheerful. It was rumored that he had suffered a stroke last night, but the rumor is now authoritatively denied.

Sir P. Borden, minister of militia, was a guest at a banquet given by the sergeants of the Queen's Own Rifles this evening.

In the legislature after a debate which lasted two weeks and a day, three divisions were taken on motions and amendments arising out of the Government charges. All three resulted in government majorities of five. Every member of the House was present when the roll was called, and there were no pairs. The House adjourned at 11 o'clock p.m. until Monday.

## NEWS FROM BERLIN.

Further Particulars of the Injury to the Empress of Germany.

Berlin, March 27.—The Emperor assisted the Empress to rise; her injured arm was bandaged in the hunting lodge after Majesty's body physicians, who were summoned to attend her subsequently returned to Berlin. It is understood tonight that considering the circumstances, the condition of the Empress is satisfactory.

Berlin, March 27.—(Later).—The fractured arm was dressed and bandaged at the hunting lodge, and Her Majesty was then driven in a carriage slowly back to Berlin, the Emperor riding beside her on horseback. No bulletins have been issued by the doctors, who affirm that the injury is a case of simple fracture, which will probably cause no inconvenience to Her Majesty a fortnight hence.

## ORIGINATING THE ST. LAWRENCE.

Operations Resumed on the Works Near Ogdenburg.

Ogdenburg, N. Y., March 27.—Dredging was resumed today on Cleveland Bros.' contract with the Canadian government for the construction of North Channel to Galop rapids and the canal in the St. Lawrence. This work has been in progress for the past twelve years, and several million dollars have been expended upon it. The completed channel is a half-mile of breakwater being constructed on the South side of the channel, stopping the strong cross-currents that frequently force vessels aground on the banks.

## MINING FOR GAMBLERS.

Detectives Chop Their Way Into Pool Room in New York.

New York, March 27.—In effecting an entrance into an alleged pool room in the basement of a six-story business building on West Third street today, two detectives were forced to chop a hole through the floor in the rear room of a saloon and drop into the room below, while the other detectives were holding the proprietors and inmates at bay with their revolvers. The alleged proprietor, Wm. Daly, and a dozen others were arrested.

## SIXTY DAYS FOR GRAVE ROBBER.

Brookville, March 27.—James Hutton, the Queen's college student charged with grave robbing at Lansdowne, today pleaded guilty to the charge of attempting grave robbing, and was sentenced to two months' imprisonment in the common jail at Hutton's, and to perform immediately the attempt to secure a commutation of the sentence.

# SWITZERLAND'S EMIGRATION

To Canada Causes Slump in Value of Houses and Lands.

Geneva, Switzerland, March 27.—The glowing accounts sent home by the Swiss immigrants in Canada of the prospects here is causing an emigration fever in Switzerland for Canada. Many wealthy families have sold their property in order to emigrate, with the result that a slump in the value of houses and lands has taken place.

## SIR OLIVER'S HEALTH.

Enable to Attend at Legislative Hall and Administrator Acts.

Toronto, March 27.—Chief Justice Moss was again sworn in this morning as administrator. Sir Oliver Mowat, being unable to attend the legislature in order to assist in bills and to perform other duties of his office in connection with the contemplated adjournment of the legislature.

## TRINIDAD QUARANTINED.

Kingston, Jam., March 27.—A quarantine is being enforced here against arrivals from the island of Trinidad, the Jamaican government accepting the view that the disease prevailing in Trinidad is smallpox.

# FREE! LADIES' PENNYROYAL TEA.

Every mother and lady should use it. Used successfully by thousands. 2716 7. A. SLOCUM CHEMICAL CO. TORONTO, CAN.

# E. & J. Burke's Three Star Old Irish Whiskey

It possesses a soft, mellow flavor produced by age and high quality.

## NO MORE PREMIUMS.

Lords Makes It Penal Offence to Aid Business With Largeesses.

London, March 27.—The House of Lords today passed the Prevention of Corruption bill which makes it a penal offence to offer or accept gifts or bribes with the view of influencing business.

## PEACE ACCLAIMED.

Uruguay Revolutionists Seek Another Change of Life.

Montevideo, Uruguay, March 27.—An assembly of the chiefs of the revolution just ended today ratified and acclaimed peace in the convention, which was signed with the government last Monday.

## EXPECT MORE EMIGRANTS.

Lord Strathcona Dissatisfied at Numbers Leaving England For Canada.

Montreal, March 27.—The Witness' London cable says: "Lord Strathcona has communicated to the press his dissatisfaction, which is shared by the Canadian government and members of the Canadian parliament that the number of British emigrants to Canada are as large as the greatest colony in the Empire is entitled to expect."

# DIAMOND CUT DIAMOND

Stratton Said to Have Short-hand Report of Gamey's Interviews.

Toronto, March 27.—It is rumored here this afternoon that Provincial Secretary Stratton had a stenographer behind him, and will produce Gamey's statements to him when the commission meets.

## UNWORTHY TREATMENT.

Returning Soldiers Stranded in London Have to Seek Assistance.

Toronto, March 27.—The News' London cable says: "Squads of Constabulary troops arrive from South Africa weekly and many of them are stranded here. The Dominion Commission's office asks the Canadian soldiers to get home, and many never repay the obligation. A considerable sum is spent by the Canadian office annually in thus aiding soldiers of the King."

## REVOLUTION IN DOMINGO.

New York, March 27.—The representative of the Republic of San Domingo in this city, received today from General Caceres, governor of the Santa de Los Caballeros, the following cablegram: "The revolution limited to capital. South and East of the island are with the government. President Yaco, with forces, is due in capital now. Northern part of the island is also with the government."

## AGREEMENT REACHED.

Carriers and Masters on the Lakes Come to Terms.

Cleveland, O., March 27.—An agreement for the season has been reached between the Lumber Carriers' Association and Masters and Pilots Association. First and second mates on first class boats will receive \$115 and \$90 respectively; on second class, \$100 and \$80 respectively; on third class, \$80 and \$65 respectively; on fourth class, mate, \$85; on fifth class, first mate, \$80. The tonnage of the boats is from 2,000 down to 400.

## CHESS OVER THE CABLE.

English and American Universities Commence Struggle For Trophy.

Boston, Mass., March 27.—Pitted against one another in an international struggle for chess supremacy, the best student players of America and Great Britain, representing on the one side Harvard, Yale, Columbia and Princeton, and on the other Oxford and Cambridge, are contesting today the fifth of the series of annual matches over the Atlantic cable.

Play began at 10 o'clock this morning, with the Americans stationed in the gymnasium of the Boston Athletic Association in Exeter, the scene at the end of last year's contest which resulted in a decisive victory of the American colleges. The British team has its headquarters in the rooms of the City of London Chess Club, and the two points are in constant communication by direct wire.

The trophy at stake is a costly silver shield, the gift of Isaac L. Rice, of New York. It has been won twice by the Britishers and once by the Americans, while a tie was the result of the other match. Last year the Englishmen, who were the victors, were the losers as they were the challengers on this occasion.

John F. Cook is British umpire here. The players were paired as follows: Rice, Harvard, vs. Webb, Cambridge; Sewall, Columbia, vs. Bateman, Cambridge; Swain, Yale, vs. Davidson, Oxford; Richardson, Princeton, vs. Roome, Oxford; Keeler, Columbia, vs. Bumpas, Oxford; Bridgman, Harvard, vs. Brown, Cambridge. The toss for move in London resulted in the Americans getting white on the odd number boards. The following opening were adopted: First board, Queen's Gambit declined; 2nd board, King's Gambit declined; 3rd board, Ruy Lopez; 4th board, French defense; 5th board, Queen's Gambit declined; 6th board, French defense.

London, March 27.—The following players have been selected to represent Great Britain in the annual international cable chess match between the United States and Great Britain for the Newman trophy, which will be held on April 3 and 4: G. E. H. Bellingham, J. R. Blackburne, James Burn, W. P. Crampton, Herbert Jacobs, T. F. Lawrence, R. P. Mitchell, D. H. Mills and W. H. Trenchard. Two members of the American team, Pillsbury and Marshall will be in London, and one British player, Amy Burn, will be in the United States during the match.

Boston, March 27.—Seven of Yale resigned to Davidson of Oxford at 5 o'clock the game was played in 20 moves, score, America 10, Great Britain 1.

100 dozen English cashmere Sox, 25c pair. B. Williams & Co.

# Want Police For Protection

Detachment of Fifty of the N. W. M. P. Will Be Sent to Fernie.

Strikers Still Undecided and Conciliation Committee Hard at Work.

Fernie, March 27.—There is no apparent change in the strike situation, and the coal company management have given the men until this evening to decide, and propose to bring in outsiders if the men will not return to work. In case this is done there is likely to be a rupture, and in view of this, the government agent has wired the facts to the Attorney-General's department at Victoria. To be prepared for any emergency, it has been deemed advisable to ask for the presence of a detachment of the Northwest Mounted Police at this point. Accordingly a squad of 50 men has been applied for and granted.

The conciliation committee is still here endeavoring to effect a settlement. The conciliation committee at a meeting of miners told them that if they printed the evidence they had got upon oath the public sympathy would not be with the miners, but with the coal company.

The miners held another meeting yesterday to consider the settlement and to vote again. The vote was thirty-five to go to work, and one hundred and thirty-five to stay out.

The feeling among the men here is that their interests have been sacrificed to the betterment of the men at Michel and Morrissey, as at those two places the men practically got what they asked for. The foreigners of Coal Creek are the most determined to stay out. They were satisfied when the strike took place, and cannot understand going back without some increase. It is thought they will never agree to the cut of five cents a ton. They are suspicious of the English-speaking miners lest they return to work.

One of the features of the voting has been the small percentage of union men who have taken an interest in it. This has been attributed to a feeling among many that their executive body, the miners' union, is not doing its duty, and that they should not be interfered with.

A sprinkling of Socialists among the miners are against a settlement, and have had quite an influence upon the vote cast.

## WINDING UP ORDER.

Toronto, March 27.—The court this morning granted an order to wind up the North Bay Supply Company; the order not to issue for the assets of the company, which are estimated at \$10,000. Liabilities placed at \$26,000, assets \$16,000.

## GATHERING INFORMATION.

Witnesses Privately Examined in London in Prosecution of Wright.

London, March 27.—At the instance of the lawyers for the prosecution in the case against Wilfrid Wright, former director of the London and Globe Finance Corporation, now under arrest in New York while awaiting extradition, a number of witnesses were privately examined at the Guild Hall court today, but no information regarding the testimony taken was given to the public.

## ME IN TROUBLE.

Chinese Empress Recalls General To Find Out What For

Peking, March 27.—The tone of the Official Gazette indicates that the Chinese government is giving increased attention to the rebellion in Ewang Si province. An order was issued this evening to General Ma, who is dispatched to the province, to see that the rebellion is crushed and to return to Peking immediately to report the exact situation, the reasons of the complications and the cause of his failure to carry out the orders of the government. Other edicts have appeared recently for the correction of abuses which are supposed to have caused the rebellion.

# THE MACHINE IN MONTREAL

Chief of Government Police Throws Light on Ways and Means.

Montreal, March 27.—In the police investigation, some interesting evidence was contributed by ex-Chief Plamondon, of the provincial inland revenue police. He was asked on the stand to testify that it was the custom to allow suborners to keep open after hours when anything particular was going on. He went still further and testified that he had allowed saloons to remain open on election days to oblige certain people.

## SIR HECTOR'S OBSEQUES.

Orders From War Office Direct That Assistance Be Given Funeral.

Paris, March 27.—The British Consul A. P. Inglis today issued a formal announcement that the body of Major-General Sir Hector Macdonald, who killed himself here on Wednesday will be transported to Scotland where the funeral services will occur. Orders from the War Office in London are, to give every assistance to the family in the removal of the body to Scotland. This statement is intended to set at rest the reports that the body was to be buried here tonight.

## CUBAN POSTAL TREATY.

Little Republic and the United States Extend Domestic System.

Washington, March 27.—A permanent postal treaty between the United States and Cuba is now in course of negotiation and probably will be in operation within a few weeks. The treaty is substantially the same as the one now in force between the United States and Canada and practically continues the system in vogue between the Washington and Havana administrations since the American regime in Havana began. This puts the relations of the United States and the Cuban governments on a domestic postal system basis.

## RUSH OF EMIGRANTS.

Inability to Book Passages Causes Failing Off in Entries.

Toronto, March 27.—The News' London cable says: "The rush of inquiries at the Canadian Emigration Offices has slackened, largely owing to the impossibility of booking so many passengers at once. Barr's colony are now mobilizing at Liverpool, whence they sail on Tuesday. Barr's work will be continued in England by his new partner, Dr. Robbins, who was formerly a Methodist minister in Ontario, and later a Presbyterian minister at Turin, N. S. After coming to England he became minister of a Presbyterian church."

## ENGLISH FARMERS' WANTED.

Toronto, March 27.—The Ontario government has sent H. E. Kyle, of Oakville to England to secure farm laborers.

## ATROCIOUS RUMOR DENIED.

Nothing Known in Poland of Reported Wholesale Infanticide.

Berlin, March 27.—Enquiries made at Warsaw, Russian Poland, regarding the report circulated in the United States by a news agency Wednesday to the effect that the widow of Lieut.-Col. Gzowski had been arrested there on the charge of infanticide, and that the police said she had murdered 500 babies within the last two or three years, shows that nothing is known there of any such arrest.

## FAMOUS RACER SOLD.

Siever Sells Sceptre For Price Supposed to Be \$100,000.

London, March 27.—R. S. Siever has sold his famous race horse Sceptre to W. A. H. Bass, of the Tenth Hussars, nephew and heir of Lord Burton. The price was not divulged. Mr. Siever last year refused an offer of \$150,000 for the horse from W. J. Vanderbilt, but it is probable that he does not get more than \$100,000 now.

## COMING TO VICTORIA CITY

British Parliamentary Party Will Arrive Here About September 16.

Toronto, March 27.—The News' London cable says: Lord Lyveden has informed me that the British Parliamentary party hopes to arrive in Quebec August 28. According to the itinerary as arranged, they will visit Montreal September 1 and 2, Ottawa September 3 and 4, and thence will go to Victoria, arriving there by September 16. On the return home they will visit Kootenay about the 22nd, Owen Sound on the 24th and will stay at Toronto for the last three days of the month.

Hon. Clifford Sifton, who has been appointed British Agent before the Alaska Boundary commission, is expected to arrive at Plymouth on Tuesday. The Southwestern Railway will send a special car to convey him to London, where he will accompany the suit of rooms in the Hotel Cecil used by Sir Wilfrid Laurier during Coronation festival.

## U. S. MANILA CABLE.

First Link Will Be Laid Early Next Month.

San Francisco, March 27.—The first steps in the work preliminary to the laying of a cable between Honolulu and Midway islands have been taken up. The supply ship will sail April 10 for Midway. The line will be the second link of the cable which is to connect the U. S. with the Philippines.

## DROPPED.

On Monday last the price of fancy household lettuce fell to bedrock. Dealers are now selling three heads for ten cents. Are you using it?

## SEED OATS

See our quality and prices. What about your Seed Potatoes?

WILKINSON SEED CO. City Market. Tel. 413.

## A GREAT TEMPERANCE RALLY,

IN THE METROPOLITAN METHODIST CHURCH

Sunday night, 8:30, to hear an address from Mr. T. W. Glover of New Zealand, entitled "Where are the Nine?"

The church will assist and members of all other churches and temperance organizations are invited to be present. Admission free; collection.

## Matinee Performance.

"QUEEN ESTHER"

THIS AFTERNOON

VICTORIA THEATRE.

In aid of B. C. Protestant Orphan Home.

Admission: Adults, 50c; children, 25c. Tickets on sale at Victoria Book & Stationery Store, Government street.

## VICTORIA THEATRE.

Saturday, March 28

Grand Concert

—BY—

The Scottish Prima Donna, Miss Jessie N. Macdonald, assisted by Miss Alice Dean, the brilliant solo violinist, and Mr. Robert Buchanan, the eminent piano soloist.

Reserved seat sale opens Wednesday at Victoria Book & Stationery Store. Prices \$1.00, 75c, 50c, and 25c.

## FIFTH REGIMENT BAND

DRILL HALL CONCERT.

7C-NIGHT

## BASKET BALL—J. B. A. A.

VS. FERNWOOD CLUB.

## Kyriazi Freres

Egyptian Cigarettes

Largest Sale of Any Egyptian Cigarettes.

Retail by

NORTH & RICHARDSON,

Government St., Victoria.

Wholesale by

C. F. JACKSON & CO., LTD.

151 Hastings St., Vancouver.

# Hood's Sarsaparilla

Has won success far beyond the effect of advertising only.

The secret of its wonderful popularity is explained by its unapproachable merit.

Based upon a prescription which cured people considered incurable, Hood's Sarsaparilla unites the best-known vegetable remedies, by such a combination, proportion and process as to have curative power peculiar to itself.

Its cures of scrofula, eczema, psoriasis, and every kind of humor, as well as catarrh and rheumatism—prove

## Hood's Sarsaparilla

Is a thoroughly good medicine. Begin to take it TODAY. Get HOOD'S.

## MONUMENTS

Get Stewart's Prices

on Monuments, Cemetery Coping, Imported Scotch Granite Monuments, etc., before purchasing elsewhere. Nothing but first-class stock and workmanship.

Corner Yates and Blanchard Streets

## ESCALET CAFE

Escalet has opened the Bank Exchange Cafe, where you can dine at all hours, day and night. The best meals in town and at moderate prices. The house will be entirely short order, and cater for family parties. Private rooms for ladies and families.

## Rock Bay Hotel

Rooms \$1 a month and upwards. Bed \$4 per week. Room and board, \$4.50 per week. Single meals 25 cents. By meal ticket 20 cents.

Bed 25 cents a night. BATH IN CONNECTION. TELEPHONE B773

## SEE THE DOG SHOW

At Philharmonic Hall, Fort Street.

Wednesday, Thursday, Friday and Saturday, APRIL, 1, 2, 3, 4.

The greatest show ever held in Victoria. Over 400 entries. The \$10,000 Great Dane. See "Royal," the \$10,000 Great Dane. See Roy Monte, Canadian and American champion.

See Stylish Sargeant, the great bench winning English setter from England. See Lady Howard, the veteran winner for the past 10 years.

See "Black Victor," the phenomenal winning Cocker of last year.

See the entire little Japanese spaniel, the unusual Dandie, the only one in B. C. The long-haired "Dandie Dinmonts."

Tombola prizes every night. Wednesday night real live handkerchief, donated by Campbell's Outfitting Co. Thursday night, Cocker Spaniel puppy, donated by J. W. Creighton. Friday night, fur, value \$10, donated by D. Spencer. Saturday night, English setter puppy, donated by T. P. McConnell.

Admission 25c; children 10c. Tombola tickets free at the door.

## LAWN GRASS SEED

JOHNSTON'S SEED STORE.

City Market.

## THE ORPHEUM

YATES STREET.

Refined entertainment catering strictly to ladies and children.

FEATURING THIS WEEK

The Thompsons

King and Queen of Chinese impersonations, in their laughable skits.

An Opium Raid

New Moving Pictures, etc.

Admission 10 cents. Afternoon 2 and 5. From 5 to 10:30, Alex. Pantages, sole proprietor and manager.

"Worth 3 guineas a night." That's what Mr. Forsham of Vancouver, says of Dr. Wesley Mills.

## INSTITUTE HALL

VIEW ST.

Monday Evening, the 30th inst., at 8 o'clock.

Mr. Mills of McGill University, Montreal will lecture on dogs, and will illustrate his lecture with over 1,000 lantern views. If you miss this you miss the greatest lecture of your life.

Half the net proceeds will be given to charity.

Chair taken promptly at 8 o'clock by Dr. Mills.

Admission 50 cents. Children 25 cents. Tickets may be had from members of the V. C. K. C. or at the door.

## The Up-to-date Fish Market

ALL KINDS OF GAME AND FISH IN SEASON.

Including Shell-Fish Fresh Fruit and Vegetables.

Leave orders at 119 Douglas St., or Phone 810.

Gower & Wriglesworth.

Free Delivery.

## House = Painting,

Paper Hanging, Etc.

J. SHARS.

191 and 93 Yates St.

PHONE 9742















# ST. JACOBS OIL

**CURES**  
RHEUMATISM  
NEURALGIA  
SPRAINS  
SORENESS  
STIFFNESS

**Used for Years.**  
**The Great Remedy**  
**Unequaled.**

## CONQUERS PAIN!

### Slammed In John's Face

**New Head Tax Bill Will Totally Bar Out the Mongolians.**

**Such is Believed Will Be Effect of Raising Entry Fee to \$500.**

Yesterday the Dominion of Canada officially slammed the door in the face of John Chinaman—the yellow curse of the West. As will be noted in the Colonist's Ottawa despatches, published in another column, Sir Wilfrid Laurier yesterday introduced a bill in the Federal House increasing the poll tax on Chinese from \$100—as it is at present—to \$500.

The Colonist yesterday evening made inquiries amongst those persons in the city best able to express a valued opinion on the subject, and with them the belief prevails that the law will prove prohibitory in its operation—thus effectually meeting the grievances arising out of the immigration of Chinese to the shores of British Columbia.

The news came somewhat in the nature of a surprise to those who understand the enormous loss to the revenue of the country involved in the operation of the increase. Nearly a quarter of a million dollars annually has flowed to the coffers of the government in the collection of the head tax. In February the sum of \$30,000 was paid in by the slant-eyed heathens at the local customs house. It was not supposed that the Laurier government would be willing to undertake the wiping out with one scratch of the pen such means of swelling the revenue of the country.

The contention is advanced in some quarters that the government has acted too hastily. Had the tax been raised to \$250, the revenue of the country would be largely increased by the passing through this country of the same number of Chinamen as do so now on their way to the United States, very few of them remaining in Canada.

A group of citizens, discussing the matter yesterday evening—while they agreed that the new bill is prohibitive in its intent—were of the opinion that while the official door has been slammed in the face of the Mongolians, simultaneously the door has been opened to the smuggling of Chinese on a scale very remunerative to the adventurers who care to engage in that enterprise. It would be not at all a very hazardous operation, it is pointed out, for a sailing schooner to load up with Chinese on the other side of the Pacific and drop her passengers on some out-of-the-way place on the West Coast of Vancouver Island, from which point they could reach the city by twos and threes, and then the schooner to put to sea again. At \$250 a head, or \$500, there would be "big money" in the enterprise.

"The Chinamen have not been slow in 'taking a tumble' that something was in the wind affecting their liberty to emigrate to Canada, because all the Oriental liners arriving at this port in the last few weeks have brought over more yellow freight than at any similar season previously in later years. John 'heap sabbed' and got in 'out of the wet' to a considerable extent before the deadly downpour which puts him down and out of the water."

It is not believed that there can be any successful evasion of the new act by attempting to have Chinese get in as merchants, tourists, etc., as the provisions for the strict scrutiny of all such cases are very ample. The exemption clauses in the act of 1900, which is now in force, are as follows. It is not anticipated that they will be disturbed in the new bill:

(a.) The members of the diplomatic corps, or other government representatives, their suites and their servants, and consuls and consular agents.

(b.) The children born in Canada of parents of Chinese origin and who have left Canada for educational purposes, or substantiating their identity to the satisfaction of the controller at the port or place where they seek to enter on their return.

(c.) Merchants, their wives and children, and wives and children of clergymen, tourists, men of science and students, who shall substantiate their status to the satisfaction of the controller, subject to the approval of the Minister, or who are holders of certificates of identity, specifying their occupation and their object in coming to Canada, or other similar documents issued by the government or by a recognized official representative of the government whose subjects they are.

2. Every certificate or other document shall be in the English or French language, and shall be countersigned and signed (vise) by a British consul or charge d'affaires or other accredited representative of Her Majesty, at the place where it is granted, or at the port or place of departure.

3. Persons of Chinese origin claiming on their behalf to be students, but who are unable to produce the requisite certificate as hereinbefore provided for, shall be entitled to a refund of the tax exacted from them on the production within eighteen months from the date of their arrival in Canada of certificates from teachers in any school or college in Canada, showing that they are and have been for at least one year bona fide students in attendance at such school or college.

4. Any woman of Chinese origin who is the wife of a person who is not of Chinese origin shall for the purpose of this act be deemed to be of the same nationality as her husband, and the children of such wife and husband shall be deemed to be of the same nationality as the father.

5. Nothing in this act shall be construed as embracing within the meaning of the word "merchant," any merchant's clerk, or other employee, mechanic, truckster, pedlar, or person engaged in taking, drying, or otherwise preserving fish for home consumption or exportation.

(a.) The members of the diplomatic corps, or other government representatives, their suites and their servants, and consuls and consular agents.

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### SPORTING NEWS.

#### ASSOCIATION FOOTBALL.

The following team will represent the Capital Juniors, in their match this afternoon with the South Park team.

Goal: B. Clarke; backs, J. Gregg, R. White; halves, W. Marlon, N. Scott, C. Tennor; forwards, J. Pedler, J. Peden, V. Winkler, E. Noble, H. Cowper.

An Association Football match will take place this afternoon at Macaulay Point between the Naval Yard and the H. M. S. Amphion teams. The kick off will take place at 2:30 p. m. sharp.

The final match in the Provincial Association league will be played in Nanaimo, and the players will journey to the Coal City on the 18th of next month to battle for the cup.

#### BASKETBALL.

The game tonight at the Drill Hall between the R. B. and Fernwood basketball teams, will be a battle royal, as both teams are confident of victory. The latter aggregation have not been saying much since the last defeat, but have been practicing with a grim determination, and every man is in the pink of condition, and Mr. McNeill, their manager, is very pleased by the marked improvement not only in their style, but also in their general play. R. B. King, an intermediate player, will make his debut, as senior for the first time tonight, and will play guard, with Shobolt. He has the earmarks of an all-around player, and the Fernwoods think that he will tend to make the team a great deal stronger. The boys thoroughly appreciate the tough proposition they are going to be up against, and intend to win the game. So far they have a clean sheet, not having been defeated once this season in the city league, and don't intend to be. They have, like the opponents, been practicing hard and steadily, and intend although they have to play an intermediate man, who likewise will make his debut as senior player, to maintain the excellent standard they kept up so far. The teams will be as follows:

R. B. King, an intermediate player, will make his debut, as senior for the first time tonight, and will play guard, with Shobolt. He has the earmarks of an all-around player, and the Fernwoods think that he will tend to make the team a great deal stronger. The boys thoroughly appreciate the tough proposition they are going to be up against, and intend to win the game. So far they have a clean sheet, not having been defeated once this season in the city league, and don't intend to be. They have, like the opponents, been practicing hard and steadily, and intend although they have to play an intermediate man, who likewise will make his debut as senior player, to maintain the excellent standard they kept up so far. The teams will be as follows:

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### EXHIBITION

#### OF MAGIC

##### To be Given by Signor Blitz in Aid of the Jubilee Hospital.

Efforts are being made to have Mr. J. Youngheart, the wizard and necromancer, give one of his entertaining exhibitions for the benefit of the Jubilee Hospital. Yesterday Mr. Youngheart, or Signor Blitz, as he is known to Stage land, was waited upon and asked if he would perform for charity on the conditions as mentioned in yesterday's Colonist. The Signor said he would cheerfully lend his assistance in aid of the hospital funds, and would contribute his services without sharing in any way in the receipts.

In order to give a complete performance, introducing his many feats of legerdemain, Signor Blitz stated that it would be necessary to send for his paraphernalia in Montreal. Mr. J. H. Insoll, president of the Ladies' Auxiliary, interviewed Mr. Hamilton Abbott, local representative of the C. P. R., as to whether the Signor's trunks would be expressed from Montreal without charge to the ladies. Mr. Abbott stated that he would only be too pleased to have the Signor's paraphernalia rushed here, but it was outside of his jurisdiction. He very kindly offered to communicate with the office in Montreal, and a wire was accordingly sent last evening requesting that the trunks be forwarded without charge. Should a favorable answer be received today, arrangements will be at once made for the appearance of the renowned magician at the Victoria theatre. Mr. Youngheart stated that he would leave Victoria tomorrow evening, but in the event of arrangements being made, he would return to give a performance to take place not later than next Monday evening week.

The performance, if given, will be under the joint patronage of the Ladies' Auxiliary and the Daughters of Pitt. It is a fact that the Signor's magic is not his native tongue. The exhibition, if arranged, will consist of illusions, legerdemain with cards and coins, and all the mystifying magic of which the Signor is a leading exponent.

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### FIRING OF NAVAL ORDNANCE.

#### When the sights are aligned vertically and horizontally the gun is fired, and accuracy of fire, giving good means of sighting, is due to the firer discharging the gun, when it is not exactly aligned in both respects. These duties are performed by three men: one to set the sights as required, the second to "lay" the gun in the horizontal plane, the third to "lay" the gun in the vertical plane, the duties of the last being the most important and the most difficult, involving, as they do, close co-operation between hand and eye, which, for correct working, requires much practice. The concentration of the firer upon the operation of laying the gun is such as to preclude the simultaneous performance of any other duties, and even with constant practice the tendency is to be absolutely absorbed in the operations in laying and firing the gun.

The gun-layer, in fact, cannot, in the excitement of an action, continuously watch the fall of his shot, the speed of the opposing ships and their bearing, and therefore order the necessary corrections to be put upon the sights, much less put them on himself. Therefore, the sole function of the gun-layer must be to lay and fire the gun without any thought of the necessities of making corrections upon the sights. The latter duty belongs essentially to the sight-setter, and, to a lesser extent, to the training number at the gun.

In the earlier stages of the fight, when control is centralized, the sight-setter has to put upon the sights the corrections required for elevation; that is, he puts upon the sights such distances as may be ordered. In the newest pattern of sighting gear, by so doing he at the same time lays the gun for elevation. There are, however, further corrections which must be made, namely, those in a horizontal plane, termed "deflection," due to the combined speed and bearing of the ship firing, and the target, and the influence of the wind. To be able to do this he must thoroughly understand the requirements of the case—he must judge the speed of the enemy, knowing his own speed. Any corrections he may thus make may be termed empirical. Further, if he can watch the fall of his own shot he can correct these empirical adjustments, and so ensure that the shot should strike exactly where it is required.—Traction and Transmission.

For several months our younger brother had been troubled with indigestion. He tried several remedies but got no benefit from them. We purchased some of Chamberlain's Stomach and Liver Tablets and he commenced taking them. Inside of thirty days he had gained forty pounds in flesh. He is now fully recovered. We have a good trade on the tablets. Holley Bros., Merchants, Long Branch, Mo.

Aetna's main crater is 1,728 feet wide, and 826 feet high. The mountain is 10,755 feet high.

THE POLICEMAN'S EVIDENCE. Policeman Peter Morris, Toronto, says that for years he has been troubled with habitual constipation, and though he spent much money for medicine, was only disappointed with the results. He now recommends Dr. Chase's Kidney-Liver Pills to his friends because it cured him of his troublesome ailment. You can be cured of constipation by this treatment. One pill a dose, 25 cents a box.

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